

1014 Carlyon Avenue SE
Olympia, WA 98501

Malachy R. Murphy
Consultant in Environmental, Regulatory and Governmental Affairs

(360) 943-5610
FAX (360) 943-5648

TO: John Hoyle

FROM: Mal Murphy

SUBJECT: Draft MOU

DATE: July 5, 1995

I have reviewed the Draft MOU you sent around in advance of the meeting, and have just a few comments.

- Why four? It seems to me you could combine the first two, at least, into one. That is not a big deal, however.
- ☐ The document should, it seems to me, at least mention the role of the LSSARP.
- The monthly meetings called for in paragraph 5.1.2 should be noticed to the LSSARP and potential participants, and open to them as observers.
- The dispute resolution provision in paragraph 7.0 needs to be fleshed out some, I think. There should, at a minimum, be time lines established for decisions at higher levels of management, otherwise there is a risk of nothing ever being resolved. Also, why not have the Pre-License Application Presiding Officer resolved disputes. That is what 10 CFR 2.1010 intended. Indeed, "disputes relating to the design and development of the Licensing Support System by DOE" are specifically covered in §2.1010(a)(1). True, the Commission would need to designate a PLAPO a little earlier than we originally contemplated, but that should not be a big problem.

I hope you have a good meeting. Sorry I can't be there.


MRM